IN THE HIGH COURT OF BOMBAY AT GOA

APPEAL FROM ORDER NO. 54 OF 2005

SMT. REKHA DAMODAR MANDREKAR, PALE GOA. ....Appellant

Versus

UCO BANK,REP.BY ITS BRANCH MANAGER AND ANR., ...Respondents

Shri Rohit Bras De Sa, Counsel for the Appellant

Coram:- D. D. SINHA, J.

Date:- 6th December, 2005

P.C.

The learned Counsel for the appellant states that if the Court is not inclined to show indulgence, then since the issue pertains to the property belonging to the plaintiff and defendant no.2, and the Advocate has already taken steps in this regard by initiating proceedings under Section 13 of the Securitisation Act, in the interest of justice, directions be given to the Trial Court to dispose of the Special Civil Suit No.32/2004/A, within a stipulated period. The learned Counsel states that the petitioner does not press the present Appeal From Order. It is no doubt true that in the normal set of circumstances, this Court would not have issued direction to dispose of the suit within a stipulated period particularly when the old suits are pending for final disposal. However, taking into consideration the facts and cicumstances involved in the present suit, in my view, it would be appropriate in the interest of justice to pass the following order:-

Appeal From Order is dismissed as not pressed. The Trial Court is directed to dispose of the above referred suit finally within a period of one year of the date of receipt of this Order.

D. D. SINHA, J.

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